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5 UNITED STATES DISTRICT COURT  
6 WESTERN DISTRICT OF WASHINGTON  
7 AT TACOMA

8 ANTHONY R. WOODS,

9 Plaintiff,

10 v.

11 SCOTT RUSSELL and DEPARTMENT OF  
12 CORRECTIONS,

Defendants.

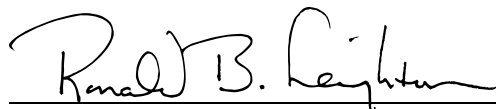
No. C11-5667 RBL/KLS

**ORDER ADOPTING REPORT AND  
RECOMMENDATION**

13 The Court, having reviewed the Report and Recommendation of Magistrate Judge Karen  
14 L. Strombom, objections to the Report and Recommendation, if any, and the remaining record,  
15 does hereby find and **ORDER:**

- 16 (1) The Court adopts the Report and Recommendation.  
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18 (2) This action is **Dismissed Without Prejudice** prior to service for failure to state a  
19 claim and **the dismissal shall count as a strike under 28 U.S.C. § 1915(g).**  
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21 (3) The Clerk is directed to send copies of this Order to Plaintiff, counsel for any  
22 Defendants who have appeared, and to the Hon. Karen L. Strombom.

23  
24 **DATED** this 28<sup>th</sup> day of November, 2011.

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26 RONALD B. LEIGHTON  
UNITED STATES DISTRICT JUDGE